

App. Ser. No.: 10/016,345

Atty. Doc. No.: D02762

REMARKS

In the Office Action mailed on March 13, 2006, the Examiner rejected claims 1-5, 7, 10-17, 21-27, 29, 32-39, 43-49, 51, 54-61 and 65-66 under 35 U.S.C. 102(e) as being anticipated by U.S. Patent Publication No. 2001/0003184 to Ching et al.; rejected claims 6, 28 and 50 under 35 U.S.C. 103(a) as being unpatentable over Ching in view of U.S. Patent No. 6,567,984 to Allport; rejected claims 8-9, 30-31 and 52-53 under 35 U.S.C. 103(a) as being unpatentable over Ching in view of U.S. Patent Publication No. 2005/0267994 to Wong et al.; rejected claims 18-19, 40-41 and 62-63 under 35 U.S.C. 103(a) as being unpatentable over Ching in view of U.S. Patent No. 6,792,197 to Helmstetter and rejected claims 20, 42 and 64 under 35 U.S.C. 103(a) as being unpatentable over Ching in view of U.S. Patent Publication No. 2002/0170057.

In response, Applicant has amended claims 1, 15-18, 23, 37-40, 47, 62 and 63; cancelled claims 4, 5, 26, 27, 48, 49, 52 and 53 and added new claims 67-70. No new matter has been added.

Amended claims 1 and 23 include a "first screen" and a "second screen." Ching only shows one screen in television 212 in Figure 10C. Since Ching does not show two distinct screens, it follows that amended claim 1 is patentable over Ching.

In addition, claim 1 includes "communicating a tune command to said television appliance from said internet appliance." Claims 23 and 45 recite similar limitations of similar scope. The Examiner does not properly address these claim limitations. During the Examiner's interview on June 20, 2006, the Examiner clarified that claimed television appliance was element 212 and the claimed internet appliance was elements 210 and 212 together. Under the Examiner's interpretation, the claimed "communicating a tune

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command to said television appliance from said internet appliance" does not occur in the Ching publication. Under the Examiner's interpretation, the "internet appliance" (which is comprised of elements 210 and 212) is already in possession of the tune command. There is therefore no need to communicate this to the "television appliance," which happens to be absorbed into the Examiner's interpretation of an "internet appliance." The Examiner does not show how the "internet appliance" of Ching communicates with itself to meet this claimed limitation.

With respect to claims 6, 28 and 50, the Examiner asserts that Allport teaches providing channel map information from a television appliance to an internet appliance and cites to col. 12, lines 9-43. Nowhere in this section of Allport does he refer to channel map information. Instead, he discusses information (such as biographies of the actors, information about upcoming episodes, historical facts about the show, etc) embedded into the VBI lines of a video signal. This is not the same type of information as a channel map.

With respect to claims 9 and 31, assuming one of ordinary skill in the art were motivated to combine the teachings of Ching and Wang, Wang still does not teach communicating channel map information between two different devices. The Examiner assumes that by placing a cable modem somewhere in the system of Ching it necessarily follows that the channel map information will be passed through it. This problem further demonstrates the mistake in the Examiner's assertion that the "internet appliance" of Ching can encompass both elements 210 and 212 of Figure 10C. That is, if television 212 is already a part of the "internet appliance," why does it have to use a modem to transmit the channel map information to itself?

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With respect to claims 17, 39 and 61, the Examiner asserts that Ching teaches displaying interactive web pages in response to tuning to a particular channel in paragraphs 0127-129. Whatever Web-based information is described in these paragraphs of Ching, none of them are displayed in response to tuning to a particular channel as claimed.

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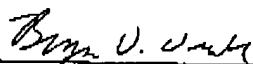
CONCLUSION

No fees are believed due for this response beyond the Petition for Extension of Time (1 month). However, the Office is authorized to charge any additional fees or underpayments of fees (including fees for petitions for extensions of time) under 37 C.F.R. 1.16 and 1.17 to account number 502117. Any overpayments should be credited to the same account.

Applicant respectfully requests reconsideration of the present application, withdrawal of the rejections made in the last Office Action and the issuance of a Notice of Allowance. The Applicant's representative can be reached at the below telephone number if the Examiner has any questions.

Respectfully submitted,

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